

**UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF NORTH CAROLINA**

In Re: Earl Riley) **Motion and Notice**
Verlie B. Riley) **Chapter 13**
)
)
)
) No: B-07-81258 C-13D
)
Debtor(s))

The undersigned Standing Trustee respectfully moves the Court for an order as follows:

The Debtors' plan provides for plan payments of \$4,100.00 per month. The Standing Trustee has reviewed the Debtors' plan and the plan payments require an increase in order for the case to be completed within 60 months as required by 11 U.S.C. §1322(d).

The Standing Trustee respectfully recommends to the Court that an Order be entered modifying the Debtors' plan to provide for plan payments of \$4,193.00 per month effective with the plan payment due for April, 2009.

Date: February 9, 2009
ej

s/Richard M. Hutson, II
Standing Trustee

NOTICE

TAKE NOTICE THAT any interested party who has an objection to the Motion MUST FILE A WRITTEN OBJECTION on or before March 9, 2009, with the parties named on the attached Parties To Be Served list and with the U.S. Bankruptcy Court at the following address:

*101 S. Edgeworth Street
Greensboro, NC 27401*

If no objections are filed within the time period, the Court will consider this motion without a hearing. If objections are timely filed, a hearing on the motion will be held on March 19, 2009, at 11:00 a.m., in the following location:

*Courtroom, First Floor
Durham Centre Building
300 West Morgan Street
Durham, NC 27701*

Date: February 9, 2009

OFFICE OF THE CLERK
U.S. Bankruptcy Court

PARTIES TO BE SERVED

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**ALL PARTIES OF RECORD AS OF THE DATE OF THE ORDER SHALL BE
SERVED BY THE BANKRUPTCY NOTICING CENTER**